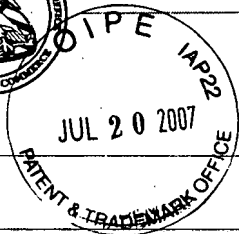




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Daniel M. Chambers
BioTechnology Law Group
658 Marsolan Avenue
Solana Beach CA 92075

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OFFICE OF PETITIONS

In re Application of :
Fruhberger et al. : DECISION ON PETITION
Application No. 10/677,908 :
Filed: October 1, 2003 :
Atty Docket No. SCS-1001-UTL1 :

This is a decision on the PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b) filed March 27, 2007.

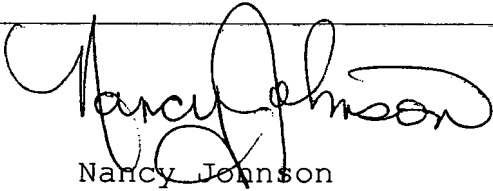
The petition is **GRANTED**.

The above-identified application became abandoned for failure to file a reply to the non-final Office action mailed June 16, 2005. This Office action set a shortened statutory period for reply of three (3) months, with extensions of time obtainable under § 1.136(a). No reply considered timely filed and no extension of time considered obtained, the application became abandoned effective September 17, 2005. A courtesy Notice of Abandonment was mailed on December 29, 2005.

The petition includes the required reply in the form of an amendment, the statement of unintentional delay and payment of the petition fee. No terminal disclaimer is required.

Technology Center AU 2856 has been advised of this decision. The application is, thereby, forwarded to the examiner for consideration of the reply submitted on petition filed March 27, 2007.

Telephone inquiries specific to this decision should be directed
to the undersigned at (571) 272-3219.

A handwritten signature in black ink, appearing to read "Nancy Johnson". The signature is fluid and cursive, with the first name "Nancy" written in a larger, more prominent script than the last name "Johnson".

Nancy Johnson
Senior Petitions Attorney
Office of Petitions

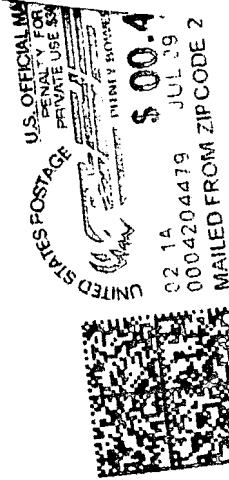
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